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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

AMG Services, Inc. et al.,

Defendants, and

Park 269 LLC, et al.,

Relief Defendants.

Case No. 2:12-cv-536

**PLAINTIFF'S MOTION
FOR LEAVE TO FILE
REPLY MEMORANDUM
AND EXHIBITS UNDER
SEAL**

1 Plaintiff Federal Trade Commission (“Commission”) hereby moves this Court for an
2 Order granting the Commission leave to file under seal its reply memorandum in support of
3 preliminary injunction motion, and certain attached exhibits. In support of this motion, the
4 Commission states as follows:

5 1. On April 2, 2012, the Commission filed a motion for preliminary injunction
6 and other equitable relief. On May 4, 2012, Defendants filed oppositions to the preliminary
7 injunction motion.

8 2. On May 4, 2012, certain defendants filed motions to seal their oppositions
9 (and/or opposition exhibits) to the preliminary injunction motion (the “Seal Motions,”
10 Docket Nos. 64, 71), and certain defendants filed motions to strike certain of the
11 Commission’s filings (the “Strike Motions,” Docket Nos 60, 68).

12 3. On May 7, 2012, the Court granted one of the Seal Motions. (Docket No. 64.)

13 4. On May 11, 2012, the last business day before Plaintiff’s reply memorandum
14 in support of the preliminary injunction motion was due, Defendants wrote to Plaintiff and
15 requested that Plaintiff prevent public disclosure of dozens of documents, facts, and figures
16 contained in the various Defendants’ May 4, 2012 memoranda and exhibits.

17 5. The Commission’s reply memorandum in support of the preliminary
18 injunction motion refers in part to information contained in documents that certain
19 defendants filed under seal, and the reply memorandum and certain exhibits to the reply
20 memorandum contain information similar to that which is the subject of the Seal Motions and
21 Strike Motions. By their Seal Motions, Strike Motions, and May 11, 2012 letter, Defendants
22 contend that these materials should not be disclosed publicly.

23 6. The Commission contends that the Seal Motions are overbroad, and that the
24 Strike Motions are without merit, and that its reply memorandum and certain exhibits need
25 not be filed under seal.

26 7. Nevertheless, the Commission out of an abundance of caution seeks leave of
27 the Court to file its reply memorandum and certain exhibits under seal, merely so that

1 Defendants' arguments in respect of the Seal Motions and Strike Motions and their May 11,
2 2012 letter will not be mooted by public disclosure of those materials.

3 WHEREFORE, the Commission respectfully requests leave of the Court to file its reply
4 memorandum and attached exhibits under seal, with a reservation of the right to move the
5 Court at a later date to lift the seal orders in whole or in part.
6

7 May 14, 2012

8 Respectfully submitted,

9
10 /s/ Nikhil Singhvi

11 Nikhil Singhvi


12 Julie G. Bush

13 Jason D. Schall

14 *Attorneys for Plaintiff*

15 *Federal Trade Commission*

16 **IT IS SO ORDERED** this 4th day of June, 2012.

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20 Gloria M. Navarro
21 United States District Judge
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